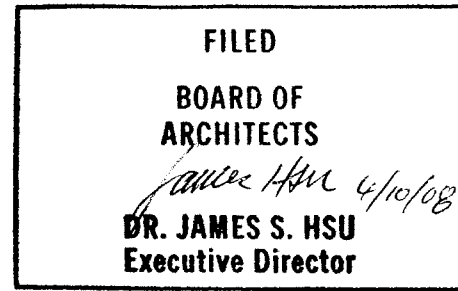


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CERTIFIED TRUE COPY

STATE OF NEW JERSEY
DEPARTMENT OF LAW & PUBLIC
SAFETY
DIVISION OF CONSUMER AFFAIRS
STATE BOARD OF ARCHITECTS

<u>IN THE MATTER OF</u>	:	
	:	
THEODORE HAMMER, R.A.	:	Administrative Action
	:	
TO PRACTICE ARCHITECTURE	:	CONSENT ORDER
<u>IN THE STATE OF NEW JERSEY</u>	:	

THIS MATTER was opened to the New Jersey State Board of Architects ("Board") upon receipt of information concerning the professional conduct of Theodore Hammer ("Respondent") regarding architectural plans signed and sealed by him for his client's records storage facility in the Meadowlands. As part of the investigation, Respondent appeared before the Board and testified concerning his firm's use of some of the plans prepared by the prior site engineer, which were included in his client's purchase of the project.

The Board has reviewed testimony and evidence in connection with Respondent's professional conduct concerning the above project, which demonstrate that Respondent is in violation of:

1. N.J.S.A. 45:1-21(b), as Respondent permitted the use of his title block without proper attribution of the work performed by a site engineer on his architectural plans, misrepresenting the scope of services provided by Respondent's firm and those performed by the prior site engineer.

2. N.J.S.A. 45:1-21(h) and N.J.A.C. 13:27-6.2(c) in that a proper title block did not appear on the architectural plans.

IT NOW APPEARING that the parties wish to resolve this matter without recourse to formal proceedings; and the Respondent hereby waives any right to a hearing in this matter; and the Board finding the within Order adequately protects the public's health, safety and welfare; and for good cause shown;

IT IS ON THIS 10th day of April, 2008, **ORDERED AND AGREED AS FOLLOWS:**

1. Respondent is reprimanded for the above violations.
2. Respondent shall serve a period of probation of one year from the date of the filing of this Order.

3. Respondent agrees to immediately cease and desist from any of the aforementioned professional conduct which gave rise to the violations set forth in this Consent Order. In the event the Respondent violates any provision of this Consent Order, or is determined to be in violation of any statute and/or regulation which the Board administers during this probationary period, then Respondent's license to practice architecture in the State of New Jersey shall be automatically suspended. He shall be afforded a due process hearing within forty-eight hours of such suspension, which shall consider solely the question of whether sufficient evidence of the violation alleged exists. He shall be subject to an active suspension for the remainder of the probationary period, in addition to any other disciplinary action as the Board deems appropriate;

4. Respondent shall pay a civil penalty totaling \$20,000.00 (Twenty Thousand dollars and 00/100) to be paid upon signing this Consent Order for violations of N.J.S.A. 45:1-21(h) and N.J.A.C. 13:27-6.2(c);

5. Respondent shall pay investigative costs in the amount of \$6,395.00 (Six Thousand, Three hundred and Ninety-Five dollars and 00/100) to be paid upon signing this Consent Order; and

7. The Board reserves the right to file a Certificate of Debt for any and all monies owed based on the terms of the Consent Order.

NEW JERSEY STATE BOARD OF ARCHITECTS

By: *Frederick Kniesler Jr.*
FREDERICK KNIESLER, CLA
Board Vice President

I have read and I understand
this Consent Order and agree
to be bound by its terms. I
further hereby consent to the
entry of this Consent Order.

Theodore Hammer
THEODORE HAMMER, R.A.

I agree to the form and entry
of this Consent Order.

Michael Zetlin
MICHAEL ZETLIN, Esq.
Attorney for Theodore Hammer, R.A.